IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

GUARDIAN PETITION NO.74 OF 2004

In the matter of Guardians And Wards Act, 1890.

Shri Vicky H. Solanki ....Petitioner

Mr.N.R. Mody with Ms.F. Thakkar i/b M/s.Rustamji & Ginwala for the Petitioner.

CORAM : S.J. VAZIFDAR, J.
DATED : 6TH OCTOBER, 2004.

P.C. :

1. The Petition is filed by the elder brother for being appointed as a guardian of his minor brother.

2. The Respondents have been served. The father and mother of the Petitioner and his younger brother expired on 3rd March, 2003 and 10th August, 2002 respectively. Another brother of their expired on 25th October, 2003. Their grand-mother is alive. She

is 80 years old. Despite the fact that the Petitioner is only 19 years old, it is necessary to appoint him as a guardian of his minor brother in order to ensure the terminal benefits of their deceased father are recovered by the children. As the Petitioner is the brother of the minor, notice under Section 11 of the Guardians and Wards Act, 1890 is dispensed with.

3. In the circumstances, the Petition is made absolute in terms of prayers (a) to (c).

. Certified copy expedited

. Parties to act on an ordinary copy of this order duly authenticated by the Chamber Registrar/Court Stenographer of this Court.